

DOCKET NO.: 211618US99



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Election
5-28-03
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: : GROUP ART UNIT: 2823
Rudy M. EMRICK et al. :
SERIAL NO.: 09/910,753 : EXAMINER: PHAM, LONG
FILED: JULY 24, 2001 :

FOR: STRUCTURE AND METHOD FOR FABRICATING CONFIGURABLE
TRANSISTOR DEVICES UTILIZING THE FORMATION OF A COMPLIANT
SUBSTRATE FOR MATERIALS USED TO FORM THE SAME

RESTRICTION RESPONSE

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

SIR:

Responsive to the Restriction Requirement dated June 6, 2002, Applicants elect
Group II, Claims 1-39.

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REMARKS

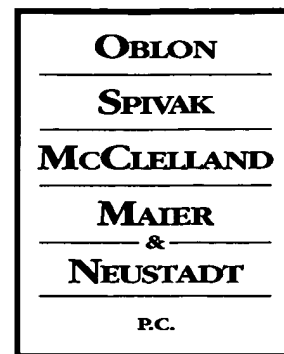
The claims have been divided into two allegedly distinct groups. Applicant has
elected Group II, Claims 1-39. The Restriction Requirement is traversed.

The Office Letter characterizes Groups I and II as being related as "process of making
and product made." Referring to MPEP §806.05(f), the Office Letter takes the position that
claimed product can be made by a process where the amorphous oxide interface layer is
formed prior to the perovskite layer. While not taking a position, and making no statement,
with regard to the proposed alternative, Applicant submits that the statement in the Office
Letter does not meet the requirements set out in MPEP §806.05(f).



Docket No.: 211618US99

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313



ATTORNEYS AT LAW

RE: Application Serial No.: 09/910,753

Applicants: Rudy M EMRICK, et al.

Filing Date: July 24, 2001

For: STRUCTURE AND METHOD FOR FABRICATING
CONFIGURABLE TRANSISTOR DEVICES
UTILIZING THE FORMATION OF A COMPLIANT
SUBSTRATE FOR MATERIALS USED TO FORM
THE SAME

Group Art Unit: 2826

Examiner: FORDE

SIR:

Attached hereto for filing are the following papers:

**PETITION IN RESPONSE TO IMPROPER NOTICE OF ABANDONMENT; COPY OF
RESTRICTION RESPONSE (filed September 6, 2002); COPY OF DATE-STAMPED FILING
RECEIPT (dated September 6, 2002)**

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

Richard L. Treanor

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Dept.: Chemical
By: RLT/JOT

OSMM&N File No. 211618US99
Serial No. 09/910,753

In the matter of the Application of: Rudy M EMRICK, et al.

For: STRUCTURE AND METHOD FOR FABRICATING CONFIGURABLE
TRANSISTOR DEVICES UTILIZING THE FORMATION OF A COMPLIANT
SUBSTRATE FOR MATERIALS USED TO FORM THE SAME

The following has been received in the U.S. Patent Office on the date stamped hereon:

- | | | |
|--------------------------------------------------------------------------------|------------------------------|-----------------------------------------------------------|
| <input type="checkbox"/> pp. Specification | Claims/Drawings | Sheets |
| and | Pages Application Data Sheet | |
| <input type="checkbox"/> Combined Declaration, Petition & Power of Attorney | | Pages |
| <input type="checkbox"/> List of Inventor Names and Addresses | | |
| <input type="checkbox"/> Utility Patent Application Transmittal | | <input type="checkbox"/> CPA |
| <input type="checkbox"/> Request for Priority | | <input type="checkbox"/> Priority Doc |
| <input checked="" type="checkbox"/> Check for \$400.00 | | <input checked="" type="checkbox"/> Dep. Acct. Order Form |
| <input type="checkbox"/> Fee Transmittal Form | | |
| <input type="checkbox"/> Assignment/PTO 1595 pages: | | |
| <input type="checkbox"/> Letter to Official Draftsman | | |
| <input type="checkbox"/> Letter Requesting Approval of Drawing Changes | | |
| <input type="checkbox"/> Drawings | sheets | <input type="checkbox"/> Formal |
| <input checked="" type="checkbox"/> PTO Cover Letter | | |
| <input checked="" type="checkbox"/> Restriction Response | | |
| <input type="checkbox"/> Information Disclosure Statement | | <input type="checkbox"/> PTO-1449 |
| <input type="checkbox"/> Cited References | | |
| <input type="checkbox"/> Search Report | | |
| <input type="checkbox"/> Statement of Relevancy | | <input type="checkbox"/> Cited Pending Applications |
| <input type="checkbox"/> IDS/Related/List of Related Cases | | |
| <input type="checkbox"/> Restriction Response | | <input type="checkbox"/> Election Response |
| <input type="checkbox"/> Rule 132 Declaration | | |
| <input checked="" type="checkbox"/> Request for Extension of Time (two months) | | |
| <input type="checkbox"/> Notice of Appeal | | |
| <input type="checkbox"/> Brief | | |
| <input type="checkbox"/> Issue Fee Transmittal | | |
| <input type="checkbox"/> White Advance Serial Number Card | | |
| <input type="checkbox"/> Small Entity Status is claimed | | |
| <input type="checkbox"/> | | |
| <input type="checkbox"/> | | |

Due Date: September 6, 2002

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